

1 RENE L. VALLADARES
Federal Public Defender
2 Nevada State Bar No. 11479
ADEN KEBEDE
3 Assistant Federal Public Defender
411 E. Bonneville, Ste. 250
4 Las Vegas, Nevada 89101
(702) 388-6577/Phone
5 (702) 388-6261/Fax
Aden_Kebede@fd.org
6

7 Attorney for Sean Mathes

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 SEAN MATHES,
15 Defendant.

Case No. 2:22-MJ-00088-EJY

**STIPULATION TO CONTINUE
BENCH TRIAL**
(First Request)

16
17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason Frierson,
18 United States Attorney, and Mina Chang, Assistant United States Attorney, counsel for the
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Aden Kebede,
20 Assistant Federal Public Defender, counsel for Sean Mathes, that the bench trial currently
21 scheduled on May 18, 2022, be vacated and continued to a date and time convenient to the
22 Court, but no sooner than thirty (30) days.

23 This Stipulation is entered into for the following reasons:

- 24 1. The parties have come to a resolution, however Mr. Mathes will be traveling
25 abroad at the time of the hearing and will not have a way to make an appearance.
26 2. The defendant is out of custody and agrees to the continuance.

1 3. Additionally, denial of this request for continuance could result in a
2 miscarriage of justice. The additional time requested by this Stipulation is excludable in
3 computing the time within which the trial herein must commence pursuant to the Speedy Trial
4 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title
5 18, United States Code § 3161(h)(7)(B)(iv).

6 This is the first request for a continuance of the bench trial.

7 DATED this 17th day of May, 2022.

8
9 RENE L. VALLADARES
10 Federal Public Defender

 JASON FRIERSON
 United States Attorney

11 /s/ *Aden Kebede*
12 By _____
13 ADEN KEBEDE
 Assistant Federal Public Defender

 /s/ *Mina Chang*
14 By _____
15 MINA CHANG
16 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 SEAN MATHES,

7 Defendant.
8

Case No. 2:22-MJ-00088-EJY

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

9
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

13 1. The parties have come to a resolution, however Mr. Mathes will be traveling
14 abroad at the time of the hearing and will not have a way to make an appearance.

15 2. The defendant is out of custody and agrees to the continuance.

16 3. Additionally, denial of this request for continuance could result in a
17 miscarriage of justice. The additional time requested by this Stipulation is excludable in
18 computing the time within which the trial herein must commence pursuant to the Speedy Trial
19 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title
20 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

21 This is the first request for a continuance of the bench trial.
22
23
24
25
26

1 **CONCLUSIONS OF LAW**

2 The ends of justice served by granting said continuance outweigh the best interest of
3 the public and the defendant in a speedy trial, since the failure to grant said continuance
4 would be likely to result in a miscarriage of justice, would deny the parties herein sufficient
5 time and the opportunity within which to be able to effectively and thoroughly prepare for
6 trial, taking into account the exercise of due diligence.

7 The continuance sought herein is excludable under the Speedy Trial Act, Title
8 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under
9 Title 18, United States Code, § 316(h)(7)(B)(iv).

10 **ORDER**

11 IT IS THEREFORE ORDERED that the bench trial currently scheduled on
12 Wednesday, May 18, 2022, at 9:00 a.m., be vacated and continued to June 22, 2022 at the
13 hour of 9:00 a.m., in Courtroom 3D.

14 DATED this 17th day of May, 2022.

15 
16 UNITED STATES MAGISTRATE JUDGE